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PATENT & TRADEMARK OFFICE
S&H Form: (201) EMISSION

Attorney Docket No. 826.1773

2005 MAY 10 PM 4:10

US PATENT & TRADEMARK
OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Yukihiro ABIKO et al.

Application No.: 09/995,781

Group Art Unit: 2613

Confirmation No.: 1698

Filed: November 29, 2001

Examiner: Erick Rekstad

For: IMAGE PROCESSING DEVICE, METHOD AND STORAGE MEDIUM THEREOF

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto is a copy of a Monthly Statement of Deposit Account (dated December 2005) showing a charge of \$200.00 related to the above-referenced application. The charge is marked with Fee Code 1201, which relate to the Patent Office Fees for filing Extra Independent Claims. However, this charge has shown up on the deposit account in duplicate.

Also the Statement of Deposit Account (dated January 2006) shows a charge of \$330.00 related to the above-referenced application. The charge is marked with Fee Code 1252, which relate to the Patent Office Fees for Two Month Extension. This charge was made prematurely, as a Response to Non-Compliant Amendment was filed, and because it was a response to a Notice, no fees were paid. A copy (attached) of check No. 39066 in the amount of \$120.00 dated December 12, 2005, paid for the first Extension of Time. A copy (attached) of check no. 40289 in the amount of \$900 paid for the balance of the second and third months extension minus the previously paid first month.

To recap, total fees due in this application since December 2005, were \$120 for extension of time fees, paid December 12, 2005; \$200 for extra independent claims, charged once correctly by the USPTO; charged a second time by the USPTO incorrectly; \$790 for RCE fee; and \$900 for second and third month extension of time fees. Thus, a total of \$1990 in fees was due in this application for the period December 2005 thru March 2006. \$1790 in fees were

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paid by check (see attached); \$200 was correctly deducted from the Deposit Account, and \$530 in fees was incorrectly deducted from the Deposit Account.

S&H Form: (2/01)

Accordingly, it is respectfully requested that this charge of \$530.00 be re-credited to Deposit Account No. 19-3935 and that the Patent Office acknowledge this credit in writing to the undersigned.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 5/5/6

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No. 09/995,781

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SUPPLEMENTAL AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Supplemental to the Amendment filed March 3, 2005 in response to the Office Action mailed November 4, 2004t, the following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.

Adjustment date: 06/12/2006 SDIRETA1
12/19/2005 PZIMMER 00000002 193935 09995781
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**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2613
Docket No.: 826.1773**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yukihiro ABIKO et al.

Serial No. 09/995,781

Group Art Unit: 2613

Confirmation No. 1698

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Examiner: Erick Rekstad

For: **IMAGE PROCESSING DEVICE, METHOD AND STORAGE MEDIUM THEREOF**

AMENDMENT AFTER FINAL REJECTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **BOX AF**

Sir:

This is in response to the Office Action mailed August 12, 2005, and having a period for response set to expire on November 12, 2005. A Petition for a one-month extension of time, together with the requisite fee for same, is submitted herewith, thereby extending the period for response to December 12, 2005.

Reconsideration of the claims is respectfully requested. The following remarks are respectfully submitted.

12/13/2005 JADD01 00000099 09995781

01 FC:1251

120.00 DP

Adjustment date: 06/12/2006 SDIRETA1
01/19/2006 PZIMMERN 00000001 193935 09995781
01 FC:1252 330.00 CR

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